

AMENDED IN ASSEMBLY APRIL 21, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 413

Introduced by Assembly Member Goldberg

February 14, 2003

An act to ~~amend Section 11005.2 of~~ *add Section 11011.26* to the Government Code, relating to state property.

LEGISLATIVE COUNSEL'S DIGEST

AB 413, as amended, Goldberg. ~~State property~~ *Property transactions: Director of General Services.*

~~Existing~~

(1) *Existing* law specifies that, with respect to state agencies expressly or impliedly authorized to enter into these transactions, unless the Legislature specifically provides that approval by the Director of General Services is not required, every conveyance, contract, or agreement whereby an interest of the state in any real property is conveyed, demised, or let to any person, shall be approved by the Director of General Services.

This bill would ~~make technical, nonsubstantive changes to these provisions,~~ *notwithstanding that approval requirement, authorize the Department of Parks and Recreation to convey unspecified number of acres at a site commonly known as Taylor Yards to the City of Los Angeles, if the city conveys to the department a substantially equivalent parcel or parcels of land adjacent to, or in the immediate vicinity of, other existing state park units.*

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes. State-mandated local program: no.

The people of the State of California do enact as follows:

~~SECTION 1. Section 11005.2 of the Government Code is~~

SECTION 1. *The Legislature finds and declares all of the following:*

(a) *As part of a high priority to increase park and open-space opportunities in urban areas, the Department of Parks and Recreation purchased a 40-acre parcel in Los Angeles known as Taylor Yard.*

(b) *Statewide and community needs related to Taylor Yard will best be served by a coordinated and cooperative relationship between the State Department of Parks and Recreation and the City of Los Angeles Department of Recreation and Parks. The goal of this cooperative relationship should be to utilize and maximize the strengths and missions of each entity in order to provide quality outdoor recreational and natural resources preservation opportunities at the site, including organized sports fields to be owned and operated by the city.*

(c) *A land exchange between the city and the State Department of Parks and Recreation is needed to facilitate the provision of organized sports opportunities. Specifically, the State Department of Parks and Recreation should convey a portion of Taylor Yard to the city that is adequate in size for organized sports activities. In exchange, the city should convey property of substantially equivalent value to the State Department of Parks and Recreation that will enhance and be adjacent to existing state park units.*

SEC. 2. *Section 11011.26 is added to the Government Code, to read:*

11011.26. *Notwithstanding any other provision of law, including, but not limited to, Section 11005.2, the Department of Parks and Recreation may convey _____ acres of land at the site commonly known as Taylor Yards to the City of Los Angeles in a location and configuration appropriate for local parks organized sports activities subject to all of the following conditions:*

(a) *An agreement is negotiated between the Department of Parks and Recreation and the City of Los Angeles.*

(b) *The City of Los Angeles conveys to the Department of Parks and Recreation a substantially equivalent parcel or parcels of land adjacent to, or in the immediate vicinity of, other existing state park units and compatible with state park operational resources.*

1 (c) *The exchange of real property is based on substantially*
2 *equivalent property values, as determined by a mutually agreeable*
3 *valuation process.*

4 ~~amended to read:~~

5 ~~11005.2. Unless the Legislature specifically provides that~~
6 ~~approval by the Director of General Services is not required, every~~
7 ~~conveyance, contract, or agreement whereby an interest of the~~
8 ~~state in any real property is conveyed, demised, or let to any~~
9 ~~person, shall, before the conveyance, contract, or agreement is~~
10 ~~executed or entered into, be approved by the Director of General~~
11 ~~Services. Any conveyance, contract, or agreement executed or~~
12 ~~entered into in violation of this section is void. This section shall~~
13 ~~apply to any state agency that, by general or specific statute, is~~
14 ~~expressly or by implication authorized to enter into transactions~~
15 ~~referred to in this section.~~

16 ~~This section does not apply to real property acquired by the~~
17 ~~Department of Transportation for highway purposes or real~~
18 ~~property administered by the State Lands Commission, the~~
19 ~~Controller, or the State Compensation Insurance Fund.~~

